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11 Attorneys for Plaintiff
12 United States of America

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14 IN THE UNITED STATES DISTRICT COURT
15 EASTERN DISTRICT OF CALIFORNIA

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17 UNITED STATES OF AMERICA, Plaintiff,
18 v.
19 DYLAN CORRAL, Defendant.

20 CASE NO. 2:22-CR-00048-JCC
21 STIPULATION TO SET TRIAL AND REGARDING
22 EXCLUDABLE TIME PERIODS UNDER SPEEDY
23 TRIAL ACT; [PROPOSED] ORDER
24 DATE: October 2, 2023
25 COURT: Hon. U.S. District Judge John C. Coughenour

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28 **STIPULATION**

29 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
30 through defendant's counsel of record, hereby stipulate as follows:

- 31 1. By previous order, this matter was scheduled for trial on October 2, 2023.
- 32 2. By this stipulation, the parties move to continue the trial to December 4, 2023.
- 33 3. The parties agree and stipulate, and request that the Court find the following:
 - 34 a) Initial discovery was provided to defendant on or about June 17, 2022, consisting
35 of 913 Bates-stamped items, including reports of investigation, an audio- and video-recorded
36 interview of the defendant, photographs, and a summary of defendant's criminal history.
 - 37 b) Counsel for defendant desires additional time to prepare for trial and pretrial
38 motions. Specifically, defense needs time to prepare for his client's competency hearing, visit
39 his client at MDC Los Angeles (which is difficult for counsel to visit to prepare for trial), visit

1 the crime scene (which has been delayed due to COVID restrictions), investigate and research
2 his client's duress defense (including consulting with toxicity experts), and conduct investigation
3 relevant to the government's 404(b) motion.

4 c) Counsel for defendant believes that failure to grant the above-requested
5 continuance would deny him the reasonable time necessary for effective preparation, taking into
6 account the exercise of due diligence.

7 d) Based on the above-stated findings, the ends of justice served by continuing the
8 case as requested outweigh the interest of the public and the defendant in a trial within the
9 original date prescribed by the Speedy Trial Act.

10 e) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
11 et seq., within which trial must commence, the time period of October 2, 2023, to December 4,
12 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv), because it
13 results from a continuance granted by the Court request on the basis of the Court's finding that
14 the ends of justice served by taking such action outweigh the best interest of the public and the
15 defendant in a speedy trial.

16 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
17 Speedy Trial Act provide that additional time periods are excludable from the period within which a trial
18 must commence.

19 IT IS SO STIPULATED.

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21 Dated: March 31, 2023

PHILLIP A. TALBERT
United States Attorney

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24 /s/ JUSTIN J. GILIO
25 JUSTIN J. GILIO
26 Assistant United States Attorney

27 Dated: March 31, 2023

28 /s/ DOUGLAS J. BEEVERS
DOUGLAS J. BEEVERS
Counsel for Defendant
DYLAN CORRAL

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3 **[PROPOSED] ORDER**

4 So FOUND and ORDERED this 4th day of April 2023.

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10 John C. Coughenour
11 UNITED STATES DISTRICT JUDGE
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